**IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH**

CRM No.23474-M of 2007
Date of Decision. August 17 ,2007.

Ashok Gupta and others .....Petitioners

***Versus***

State of Haryana and another .....Respondents

* * * *

**Present** Mr. R. K. Trikha , Advocate
for the petitioners.

Mr. Vikas Chaudhary, AAG, Haryana.

**S. S. Saron, J( Oral )**

Heard counsel for the parties.

The FIR has been registered on the statement of Mahender Singh, Station House Officer, Bhadurgarh. It has been alleged that the case file of FIR No. 303 dated 22.4.1997 for the offences under Section 409, 420, 467, 468, 471 and 120B IPC registered at Police Station City Bhadurgarh against the petitioner and others was not traceable. The case file of the said FIR was entered in the name of Hardwari Lal, Sub Inspector ( non petitioner ). However, since the file was not traceable it seemed that Hardwari Lal, Sub Inspector in collusion with the accused with the intention of benefiting them had hushed up the matter. During the course of hearing, it has been submitted that Hardwari Lal is the main accused and he has been arrested in the present case and since released on bail as the challan was not filed within the stipulated period. He has since retired from service also. The question whether the petitioners were involved and whether they had induced Hardwari Lal to hush up the matter and not produce the files, is to be considered and gone into during the trial of the case. It is not in dispute that the petitioners are on interim bail in pursuance of the order dated 20.4.2007. The challan against the petitioners has so far not been filed.

In the circumstances,it would be just and expedient to dispose of the present petition with the direction to continue the interim bail granted on 20.4.2007 for a period of 10 days so as to enable the petitioners to file an application for regular bail before the Court concerned.

The Crl. Misc. Petition is disposed of with the direction that the interim directions granted on 20.4.2007 shall continue for a period of 10 days from the receipt of certified copy of the order during which time, the petitioners may apply for and seek regular bail before the Court concerned. The Court concerned shall consider and dispose of their application for regular bail within 10 days.

**August 17, 2007** **( S. S. Saron )**
*mamta* **Judge**